RECEIVED CENTRAL FAX CENTER

SEP 0 7 2005

# MacCord Mason

A Professional Limited Liability Company

EDWARD W. RII.EE
HOWARD A. Ma:CORD, JR.
WILLIAM J. MASON
JAMES L. LESTER
JINAN GLASGOV
DEAN M. TURMAN
NANCY K. BURIIS
R. KODY JONES;

BEN D. FRINK Registered Patent Agent PATENTS, TRADEMARKS, COPYRIGHTS. TRADE SECRETS, LICENSING, AND UNFAIR TRADE PRACTICES

1600 WACHOVIA TOWER 300 NORTH GREENE STREET POST OFFICE BOX 2974 GREENSBORO, NORTH CAROLINA 27402

www.maccordmason.com

Greensboro Office: (336) 273-4422 Fax: (336) 271-2830

WilmIngton Office: (910) 256-3557 Fax: (910) 256-0523

Raleigh Office: (919) 664-8624 Fax: (919) 564-8625

### Original Will Follow Via:

☐ Mail	Courier
Hand Delivery	With Enclosures
Hand Delivery Without Enclosures	International Airmail
Will Not Follow	

### TELEFAX COVER SHEET

TO:	FROM:
Techno ogy Center 2100	Howard A. MacCord, Jr. / Reg. No. 28,639
ORGANIZATION/FIRM:	DATE:
U.S. Patent & Trademark Office	September 7, 2005
FAX NUMBER: (571) 273-8300	RECIPIENT'S PHONE NUMBER:
TOTAL # OF PAGES (Including Cover):	YOUR E-MAIL ADDRESS:
	OR NOTICE OF NEW POWER OF ATTORNEY TO BE Filed Apri. 18, 2001; For PERFORMANCE-BASED & No. 7438-005

NOTES/COMMENTS:

## BEST AVAILABLE COPY

#### Confidentiality Notice

The information contained in this fax transmittal is privileged and confidential, intended for the addressee only. If you are neither the intended recipient nor the employee or agent responsible for delivering this message to the intended recipient, any disclosure of this information in any way or taking of any action in reliance on this information is strictly prohibited. If you have received this fax in error, please notify the person transmitting the information immediately.

Christian E. Carter-Seyboth

Telefax Operator

7

77240.doc

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David D. Hadden, et al.

Serial No. 09/837,076 Filed: April 18, 2001

For: PERFORMANCE-BASED TRAINING ASSESSMENT

RECEIVED **CENTRAL FAX CENTER** 

SEP 0 7 2005

Commissioner for Patents Attn: Technology Center 2100

P.O. Box 1450 Alexandria, VA 22313-1450

### STATUS INQUIRY AND REQUEST FOR NOTICE OF NEW POWER OF ATTORNEY TO BE RECORDED

Dear Sir:

The undersigned counsel has received word from the client that prior counsel was sent a Status Report on August 23, 2005. This is quite surprising since we filed a New Power of Attorney and Withdrawal of the Prior Attorney on March 31, 2005. Copies of the previously filed papers are enclosed in case they have been misplaced in the Patent and Trademark Office. Please update the Patent and Trademark Office records to indicate MacCord Mason PLLC as the attorneys of record, in place of the previous firm. The attorneys in the new power are associated with Customer Number 04678, so please make that customer number of record in order that we may also have PAIR access.

Respectfully submitted

Howard A. MacCord, Jr. MacCord Mason PLLC

P.O. Box 2974

Greensboro, NC 27402

(336) 273-4422

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING FACSIMILE TRANSMITTED TO THE PATENT AND TRADEMARK OFFICE (FAX NO. (571) 273-8300) TO: Technology Center 2100 ON September 7, 2005 (Date of Deposit)

> Christian E. Carter-Seyboth Name of Depositor

BEST AVAILABLE COP

Signature

77238.doc

Date: September 7, 2005

File: 7438-005

	Patents  Stiffest No. 10 748  Stiffest No. 10 748  Filling lierae Date  Applicant Inventor Name. And An  Applicant Inventor Inven	
Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450	Description of the scool of the	
Kindly a knowledge receipt of the scool by placing your reneiving starup hereon Check for \$  Check for \$  Application papers:  Specification pages  Number of claims  Declaration  Prower of Attorney  Assignment & Fee  Sull Entity Statement  Drawing pages  MacCord Mason PLIC - Docket No.	Description in the state of the sand return in saling:    Rrief	

PAGE 3/8 \* RCVD AT 9/7/2005 11:24:07 AM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-6/28 \* DNIS:2738300 \* CSID:3362712830 \* DURATION (mm-ss):03-02